



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Steven V. BARANCYK et al.

Application No.: 10/642,826

Filed: August 19, 2003

For: COATING COMPOSITIONS  
COMPRISING SILYL BLOCKED  
COMPONENTS, COATINGS,  
COATED SUBSTRATES AND  
METHODS RELATED THERETO

) Group Art Unit: 1773

) Examiner: Kiliman, Leszek

) Confirmation No. 3099

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TERMINAL DISCLAIMER**

Assignee, PPG Industries Ohio, Inc., duly organized under the laws of Delaware and having a place of business at 3800 West 143<sup>rd</sup> Street, Cleveland, Ohio, 44111, represents that it is the assignee of the entire right, title and interest in and to the above-identified Application No. 10/642,846, filed August 19, 2003, for COATING COMPOSITIONS COMPRISING SILYL BLOCKED COMPONENTS, COATINGS, COATED SUBSTRATES AND METHODS RELATED THERETO in the names of Steven V. BARANCYK et al., as indicated by the assignment duly recorded in the United States Patent and Trademark Office at Reel 011307, Frame 0468 on November 13, 2000. Assignee further represents that it is the assignee of the entire right, title and interest in and to U.S. Patent No. 6,635,341, as indicated by the assignment duly recorded in the United States Patent and Trademark Office at

03/24/2005 JADD01 00000043 10642826

02 FC:1814

130.00 OP

Reel 011307, Frame 0468 on November 13, 2000. U.S. Patent No. 6,635,341 issued from U.S. Application No. 09/629,421, which is the parent of the present application.

To obviate a double patenting rejection, Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any Terminal Disclaimer, of prior Patent No. 6,635,641. Assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), the required fee of \$130.00 is being filed with this Terminal Disclaimer.

If there are any additional fees due in connection with the filing of this Terminal  
Disclaimer, please charge the fees to our Deposit Account No. 06-0916.

The undersigned is an attorney of record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: March 22, 2005

By: 

Mark D. Sweet  
Reg. No. 41,469